

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Nishikawa et al.	Examiner:	Joshua D. Taylor
Serial No.:	10/806,830	Group Art Unit:	2426
Filed:	March 23, 2004	Docket:	81233 7114
Title:	INTERACTIVE PROGRAM GUIDE WITH PREFERRED ITEMS LIST APPARATUS AND METHOD		

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the referenced materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicant respectfully requests that this Information Disclosure Statement is entered and that the documents listed on the attached Form 1449 are considered by the Examiner and are made of record. Pursuant to the provisions of MPEP § 609, Applicant requests that a copy of the 1449 form, initialed as having been considered by the Examiner, is returned to the Applicant with the next official communication.

This Information Disclosure Statement is submitted:

- \_\_\_\_\_ Under 37 C.F.R § 1.97(b) (within three months of the filing date of a national application or date of entry of an international application, or before the mailing date of a first Office Action on the merits, whichever occurs last. However, should a first Office Action on the merits be mailed unbeknownst to the undersigned prior to the date of mailing of this paper, the fee requested under § 1.17(p) may be charged to the account identified below.
- \_\_\_\_\_ Under 37 C.F.R § 1.97(c) together with either:  
\_\_\_\_\_ a statement under 37 C.F.R § 1.97(e), or  
\_\_\_\_\_ a \$180 fee under 37 C.F.R § 1.17(p)  
(after the 37 C.F.R § 1.97(b) time period, but before the mailing date of a final Action, a Notice of Allowance, or an action that otherwise closes prosecution).
- X   Under 37 C.F.R § 1.97(d) together with:  
  X   a statement under 37 C.F.R § 1.97(e), and

X   a \$180 fee under 37 C.F.R § 1.17(p)  
(after the 37 C.F.R § 1.97(c) time period, but on or before payment of  
the issue fee).

  X   Statement Under 37 C.F.R § 1.97(e)

(1) I certify that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; or

(2) That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

       The items listed on PTO/SB/08a as items        are neither in the English language nor has an English translation been provided. A concise explanation, as presently understood, is as follows:

       This application is a [Divisional/Continuation/Continuation in Part] application under 35 USC § 120 of Application Number                     , filed                     , now U.S. Patent No.                     . References listed as items        have been previously made of record in the above-identified prior application; thus, copies of these references have not been enclosed per 37 C.F.R § 1.98(d).

Pursuant to 37 C.F.R. § 1.98(a)(2), Applicant believes that copies of cited U.S. Patents and U.S. Published Applications are no longer required to be provided to the Office. Notification of this change has been provided in the United States Patent and Trademark Office OG Notices, dated October 12, 2004.

Additionally, pursuant to 37 C.F.R. § 1.183, Applicant believes that copies of cited U.S. Unpublished Patent Applications are no longer required to be provided to the Office. Notification of this change was provided in the United States Patent and Trademark Office OG Notices, dated October 19, 2004. Thus, Applicant has not included copies of any U.S. Patents, U.S. Published

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Applications, and U.S. Unpublished Pending Applications cited with this submission. Should the Office require copies to be provided, Applicant respectfully requests that notice of such requirement be directed to Applicant's below-signed representative.

Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. § 1.98(a)(2).

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to:

☐ Credit card

☒ Deposit Account Number 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Date 1/11/2010

By May Lin DeHaan  
May Lin DeHaan  
Reg. No. 42,472

Please send all correspondence to:

Thomas F. Lebens

FITCH, EVEN, TABIN & FLANNERY

Suite 1600, 120 South LaSalle Street

Chicago, IL 60603-3406

805-781-2865